

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 209 be amended to read as follows:

- 1 Page 9, between lines 16 and 17, begin a new paragraph and insert:
 2 "SECTION 8. IC 3-11-15-13.3, AS AMENDED BY P.L.164-2006,
 3 SECTION 118, IS AMENDED TO READ AS FOLLOWS
 4 [EFFECTIVE UPON PASSAGE]: Sec. 13.3. (a) To be approved by the
 5 commission for use in Indiana, a voting system must meet:
 6 (1) the Voting System Standards adopted by the Federal Election
 7 Commission on April 30, 2002; **or**
 8 (2) the Voluntary Voting System Guidelines adopted by the
 9 United States Election Assistance Commission on December
 10 13, 2005.
 11 (b) A county may continue to use an optical scan ballot card voting
 12 system or an electronic voting system whose approval or certification
 13 expired on or before October 1, ~~2005~~; **2009**, if the voting system:
 14 (1) was:
 15 (A) approved by the commission for use in elections in Indiana
 16 before October 1, ~~2005~~; **2009**; and
 17 (B) purchased by the county before October 1, ~~2005~~; **2009**;
 18 and
 19 (2) otherwise complies with the applicable provisions of HAVA
 20 and this article.
 21 However, a voting system vendor may not market, sell, lease, or install
 22 a voting system described in this subsection.
 23 (c) As provided by 42 U.S.C. 15481, to be used in an election in
 24 Indiana, a voting system must be accessible for individuals with

1 disabilities, including nonvisual accessibility for the blind and visually
2 impaired, in a manner that provides the same opportunity for access
3 and participation (including privacy and independence) as for other
4 voters.

5 (d) As provided by 42 U.S.C. 15481, an election board conducting
6 an election satisfies the requirements of subsection (c) if the election
7 board provides at least one (1) electronic voting system or other voting
8 system equipped for individuals with disabilities at each polling place.

9 (e) If a voter who is otherwise qualified to cast a ballot in a precinct
10 chooses to cast the voter's ballot on the voting system provided under
11 subsection (d), the voter must be allowed to cast the voter's ballot on
12 that voting system, whether or not the voter is an individual with
13 disabilities."

14 Renumber all SECTIONS consecutively.

(Reference is to ESB 209 as printed April 7, 2009.)

Representative Richardson